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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC
SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY
DOCKET NO.

In the Matter of)
)
 ROY McTERNAN, D.D.S.)
)
 Licensed to Practice Dentistry)
 in the State of New Jersey)
 _____)

Administrative Action

AMENDMENT TO CONSENT ORDER
FILED FEBRUARY 18, 1993

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt of an application from Ernest M. Caposela, Esq., on behalf of Roy McTernan, D.D.S. for modification of the Consent Order entered into by Dr. McTernan with the Board on February 18, 1993. The Board having received information from Frederick Rotgers, Psy.D., of the New Jersey Dental Association Chemical Dependency Program that Dr. McTernan is complying with all terms of the monitoring program and it appearing that Dr. McTernan continues to perform community services at the Clifton Adult Opportunity Center and for good cause shown;

IT IS ON THIS 25 DAY OF MAY, 1994,

HEREBY ORDERED AND AGREED THAT:


1. Respondent Roy McTernan, D.D.S. expressly waives the right to raise the defense that a positive urine sample is not his urine or other chain of custody defense in consideration of the Board's waiving the requirement in the Consent Order entered on February 18, 1993 that the testing procedure utilize a forensic chain of custody protocol.

2. All other terms and conditions set forth in the Consent Order dated February 18, 1993 that are not inconsistent with the within Order shall continue in full force and effect.



MARVIN GROSS, D.D.S.
PRESIDENT
STATE BOARD OF DENTISTRY

I have read and understand
the within Order and agree
to be bound by its terms.
Consent is hereby given to
the Board to enter this Order.



ROY MCTERNAN, D.D.S.

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